

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, "EFFLUENT LIMITATIONS
GUIDELINES AND STANDARDS FOR THE STEAM
ELECTRIC POWER GENERATING POINT SOURCE
CATEGORY; FINAL RULE." 80 FED. REG. 67, 838,
PUBLISHED ON NOVEMBER 3, 2015.

MCP No. 136

(SEE ATTACHED SCHEDULE)


CONSOLIDATION ORDER

The United States Environmental Protection Agency issued a Notice dated November 3, 2015. On December 7, 2015, the Panel received, pursuant to 28 U.S.C. § 2112(a)(3), a notice of multicircuit petitions for review of that order. The notice included petitions for review pending in four circuit courts of appeal as follows: Second Circuit Court, Fifth Circuit Court, Eighth Circuit Court, and Ninth Circuit Court.

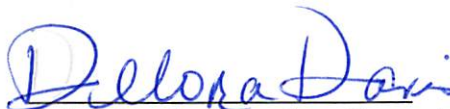
The Panel has randomly selected the United States Court of Appeals for the Fifth Circuit in which to consolidate these petitions for review.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 2112(a)(3), the petitions on the attached schedule are consolidated in the Fifth Circuit and that this circuit is designated as the circuit in which the record is to be filed pursuant to Rules 16 and 17 of the Federal Rules of Appellate Procedure.

FOR THE PANEL:



Dana L. Stewart, Operations Support Specialist
Random Selector



Delora Davis, Operations Supervisor
Witness

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SCHEDULE OF PETITIONS

CIRCUIT NO.

CASE CAPTION

Second Circuit, No. 15-3773

Waterkeeper Alliance, Inc., et al. V. U.S. Environmental
Protection, et al.

Fifth Circuit, No. 15-60821

Southwestern Electric Power Company, et al. v. U.S.
Environmental Protection Agency, et al.

Eighth Circuit, No. 15-3658

Union Electric Company, et al. v. U.S. Environmental Protection
Agency, et al.

Ninth Circuit, No. 15-73578

Sierra Club v. U.S. Environmental Protection Agency, et al.